



AF ZJW
Docket: 33637/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Peter Abel		
Appln. No.:	10/687,529		
Filed:	October 16, 2003	Examiner:	S. Fernandez
Title:	Immersion Sensor for Measuring the Concentration of an Analyte with the Help of an Oxidase		
Unit:	1651		

NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this document is being sent via First Class U.S. mail addressed to: **Mail Stop AF**, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on this 7 day of March, 2006.

James E. Bruhn

(Signature)

Sir:

In accordance with 37 C.F.R. § 41.31(a)(1), Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Examiner's Final Rejection dated December 28, 2005, rejecting claims 16-20, 24, 25, 27-30 and 32-37 of the above-identified patent application. The right to request an oral hearing is reserved.

A check in the amount of \$500.00 to cover the Request for Notice of Appeal fee is submitted herewith.

The Commissioner is hereby authorized to charge any deficiencies and/or credit any overpayments to Deposit Account no. 04-1420.

Respectfully submitted,

DORSEY & WHITNEY LLP
Customer Number 25763

By: *David E. Bruhn*
David E. Bruhn, (Reg. No. 36,762)
(612) 340-6317

Date: March 7, 2006

03/09/2006 RFEKADU1 00000012 10687529

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500.00 OP

Effective on 12/08/04

**O I P E
FEE TRANSMITTAL SHEET
(FY 2005)**

MAR 09 2006

Small entity status (see 37 C.F.R. 1.27)

METHOD OF PAYMENT (Check One)		
<input checked="" type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order
<input checked="" type="checkbox"/> Deposit Account No.: 04-1420		
Deposit Account Name: DORSEY & WHITNEY LLP		
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)		
<input checked="" type="checkbox"/> Charge any additional fees or underpayments of fee(s) under 37 C.F.R. 1.16 and 1.17		
<input checked="" type="checkbox"/> Credit any overpayments		
<input type="checkbox"/> Other (please identify):		

Extra Claim Fees

Current Claims	Prior	Extra	Fee	Fee Paid
Total	- 20	=	x \$	= \$
Ind.	- 3	=	x \$	= \$
Multiple Dependent Claims			x \$	= \$
			Total (Extra Claims)	\$

Petition Fee Under 37 CFR 1.17(f), (g), & (h)

Enclosed is a Petition filed under 37 CFR as indicated below:

<input type="checkbox"/> Petition Fee under 37 CFR 1.17(f)	Fee \$400
§ 1.53(e)	to accord a filing date.
§ 1.57(a)	to accord a filing date.
§ 1.182	for decision on a question not provided for.
§ 1.183	to suspend the rules.
§ 1.378(e)	for reconsideration of decision on petition refusing delayed payment of maintenance fee in expired patent.
§ 1.174(b)	to accord a filing date to an application under §1.740 for extension of patent term.
<input type="checkbox"/> Petition Fee under 37 CFR 1.17(g)	Fee \$200
§ 1.12	for access to an assignment record.
§ 1.14	for access to an application.
§ 1.47	for filing by other than all inventors or person not the inventor.
§ 1.59	for expungement of information.
§ 1.103(a)	to suspend action in an application.
§ 1.136(b)	for review of a request for ext. of time when §1.136(a) not avail.
§ 1.295	for review of refusal to publish a statutory invention registration.
§ 1.296	to withdraw a req. for pub. after notice of intent to publish issued.
§ 1.377	for review of decision refusing to accept a maintenance fee filed prior to expiration of a patent.
§ 1.550(c)	for request for ext. of time in <i>ex parte</i> reexam. proceedings.
§ 1.956	for request for ext. of time in <i>ex parte</i> reexam. proceedings.
§ 5.12	for expedited handling of foreign filing license.
§ 5.15	for changing the scope of a license.
§ 5.25	for retroactive license.
<input type="checkbox"/> Petition Fee under 37 CFR 1.17(h)	Fee \$130
§ 1.19(g)	to request documents in a form other than provided in this part.
§ 1.84	for accepting color drawings or photographs.
§ 1.91	for entry of a model or exhibit.
§ 1.102(d)	to make an application special.
§ 1.138(c)	to expressly abandon an application to avoid publication.
§ 1.313	to withdraw an application from issue.
§ 1.314	to defer issuance of a patent.

Submitted by:

CUSTOMER NUMBER 25763	DORSEY & WHITNEY LLP		
Name: David E. Bruhn	<i>David E. Bruhn</i>	Phone No.: 612-340-6317	Fax No.: 612-340-8856
Signature: <i>David E. Bruhn</i>		Reg. No.: 36,762	Date: <i>March 7, 2006</i>